

1/23/2004

**Davis Graham & Stubbs LLP**
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DENVER, CO 80202TELEPHONE 303-892-9400
FACSIMILE 303-893-1379**FAX TRANSMITTAL**

Date: 1/23/2004

No. of Pages: 2

Name	Company	Phone	Fax
Sheldon H. Muller, Esq., Debra Ehler	US EPA, Region 8	303.312.6916	303.312.6953
Eric Heil	Town of Rico	970.967.5550	970.967.5551
David McCarthy	Atlantic Richfield Company	406.782.9964, ext. 430	406.782.9980
Jean A. Martin	BP America Inc.	714.228.6736	714.228.6570
Ramone Escure	Rico Renaissance	970.728.6116	970.728.5194

FROM: William J. Duffy

EXT: 7372

LOC: 310

RETURN TO (Required):Ann Garey

EXT: 7539

LOC: 358B

CLIENT-NAME/MATTER NO.: 010035-0047

USER ID #: 1078

**IF YOU EXPERIENCE TROUBLE WITH THIS TRANSMISSION,
PLEASE CALL AS SOON AS POSSIBLE:**Name: Ann Garey
303/892-9400 Ext.: 303-892-7539
(FAX: 303/893-1379)

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MESSAGE



D a v i s G r a h a m & S t u b b s L L P

January 23, 2004

Delivery by Fax and Mail

Sheldon H. Muller, Esq.
Enforcement Attorney
United States Environmental Protection Agency
Region VIII
999 18th Street, Suite 300 8ENF-L
Denver, CO 80202

Re: *Rico, URS Residential Sampling*
Client-Matter No. 010035.0047

Dear Sheldon:

Per our conversation of January 22, 2004, you informed me that EPA is not willing to disclose the sampling coordinates and other information requested under my January 20, 2004 letter, pending notification and disclosure of the results to Rico landowners whose properties were included in the October 2003 residential sampling event. Further, you informed me that EPA may voluntarily share the requested information with the public in conjunction with EPA's presentation during the Rico Town meeting scheduled for February 11, 2004. In the event EPA elects to withhold the information requested by Atlantic Richfield beyond February 11, 2004, Atlantic Richfield will renew its efforts to obtain such information through FOIA or other means.

Sincerely,


William J. Duffy

for

DAVIS GRAHAM & STUBBS LLP

cc: Debra Ehlert
Eric Heil
David McCarthy
Jean Martin, Esq.
Ramone Escure

William J. Duffy . 303 892 7372 . william.duffy@dgsllaw.com

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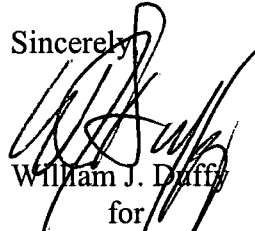
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William J. Duffy

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JAN 26 2004